

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE


WILLIAM F. DAVIS, III,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 04-209-SLR
	)	
CORRECTIONAL MEDICAL SYSTEM,	)	
FIRST CORRECTIONAL MEDICAL,	)	
NURSE BETTY BRADLEY, and	)	
DR. BENJAMIN ROBINSON,	)	
	)	
Defendants.	)	

**ORDER**

At Wilmington this 29<sup>th</sup> day of March 2007, for the reasons set forth in the memorandum opinion issued this date;

IT IS HEREBY ORDERED that:

1. Plaintiff's motion for default judgment (D.I. 49) is **denied**.
2. First Correctional Medical's motion to dismiss (D.I. 50) in **granted** as to the medical negligence under Delaware law and **denied** in all other respects.
3. Defendant Betty Bradley and Benjamin Robinson, M.D.'s motion to dismiss (D.I. 66) is **granted** as to the medical negligence under Delaware law and **denied** in all other respects.
4. Within **thirty days** from the date of this order First Correctional Medical shall show good cause for its failure to comply with a request for waiver of service as required by Fed. R. Civ. P. 4(d)(2).

  
UNITED STATES DISTRICT JUDGE